

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

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|-----------------------------|---|-----------------|
| T-PEG, INC and |) | |
| TIMBERPEG EAST, INC., |) | |
| Plaintiffs, |) | |
| |) | |
| vs. |) | No. 03-CV-462-M |
| |) | |
| STANLEY J. ISBITSKI and |) | |
| VERMONT TIMBER WORKS, INC., |) | |
| Defendants. |) | |

STIPULATION TO DISMISS
COUNTERCLAIMS, WITHOUT PREJUDICE

Defendant Vermont Timber Works, Inc. ("VTW") and plaintiffs, Timberpeg East, Inc. and T-Peg, Inc. ("Timberpeg"), constituting all the parties who have appeared, hereby stipulate under FRCP 41(a)(1) that VTW's two counterclaims are hereby withdrawn, without prejudice.

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| <p>T-PEG, INC and TIMBERPEG EAST, INC., Plaintiffs,</p> <p>By: <u>[Signature]</u> <u>4/20/04</u> Their Attorney Date</p> <p>Daniel E. Will (Bar No. 12176) Devine, Millimet & Branch, P.A. 111 Amherst Street P.O. Box 719 Manchester, NH 03105 (603) 669-1000</p> | <p>VERMONT TIMBER WORKS, INC. Defendant,</p> <p>By: <u>[Signature]</u> <u>4/16/04</u> Its Attorney Date</p> <p>W. E. Whittington (Bar No. 6916) Whittington Law Associates, PLLC 35 South Main Street Hanover, NH 03755 (603) 643-2755</p> |
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